IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

WRIT PETITION NO : 17417 of 1994

Between:

Smt. Mala Ettamma D/o. Mala Chennaiah
R/O Shivrampally, Rajendernagar Mandal, Ranga Reddy District,

Rep. by her G.P.A. R. Yadi Reddy.

..... PETITIONER

AND

1.Govt. of A.P., through District Collector, R.R. District,

Lakdi Ka Pool, Hyderabad.
2. Deputy Commissioner, Land Acquisition Officer, R.R. District at Huda, Complex, Tarnaka, Hyderabad.
3. The Commissioner of land and Revenue, A.P. Station Road, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a WRIT, ORDER or DIRECTION, more particularly in the nature of WRIT OF MANDAMUS, directing the Respondents to pass an Award and to pay compensation, expeditiously with regard to the structures i.e. Compound Wall with basement and two rooms with Asbestos Roof which were existing upon the 2 Acres of land in Survey No.48/13, Situated at Kattedan Village, Rajendranagar Mandal, Ranga Reddy District, acquired by the Respondents from the Petitioner for the purpose of laying the Inner Ring Road, for which the Petitioner is legally entitled, and pass such other order or orders.

Counsel for the Petitioner: MR.G.SUDHAKAR REDDY

Counsel for the Respondents: GP FOR LAND ACQUISITION

The Court made the following :

ORAL ORDER:

This writ petition is filed seeking a Writ of Mandamus directing the respondents to pass an Award and to pay compensation, expeditiously with regard to the structures i.e., compound wall with basement and two rooms with Asbestos Roof which were existing upon the Ac.2.00 of land in Survey No.48/13, situated at Kattedan village, Rajendranagar Mandal, Rangareddy District, acquired by the respondents from the petitioner for the purpose of laying the inner ring road.

The averments of the affidavit filed in support of the writ petition go to show that the Award has been passed by the Land Acquisition Officer on 14.07.1989 vide proceedings No.2/88 and, in fact, this writ petition is filed nearly after a period of six years. In the absence of any proper explanation from the petitioner for filing the writ petition after lapse of six years, the writ petition itself is not maintainable and the same is liable to be dismissed on the ground of delay and laches.

Accordingly, the Writ Petition is dismissed. No costs.

15th July, 2004

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.The District Collector, R.R. District,

Lakdi Ka Pool, Hyderabad.

2. The Deputy Commissioner, Land Acquisition Officer, R.R. District at Huda, Complex, Tarnaka, Hyderabad.
3. The Commissioner of land and Revenue, A.P. Station Road, Hyderabad.

4. Two CCs to GP for Land Acquisition, High Court Buildings, Hyderabad (OUT)

5. Two CD copies.